

# FISCAL NOTE

## SB 1052 - HB 810

March 24, 1997

**SUMMARY OF BILL:** Provides that in a proceeding to remove a public official from office, that the costs of such proceeding, including attorney's fees, shall be borne by the complainant if the petition is withdrawn or if the court finds the charges to be without merit. Current law provides that the costs are borne by the complainant if the proceedings *are not successful*. There is no provision in current law for attorney's fees. If the proceedings are successful, the defendant is adjudged full costs.

### ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - Not Significant**

**Increase Local Govt. Expenditures - Not Significant**

Assumes that the number of such removal proceedings are few and to the extent that they are the unsuccessful complainants, the increased cost to the state or local government would not be significant.

### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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